

IN THE UNITED STATES DISTRICT COURT
FOR THE STATE OF NEW MEXICO

FILED
03 MAR -3 PM 2:00

STATE OF NEW MEXICO, *ex rel.*
State Engineer

Plaintiff,

v.

RAMON ARAGON, *et al.*,

Defendants.

69cv07941 JC-ACE

RIO CHAMA STREAM SYSTEM
Section 3: Rio Nutrias, Rio
Cebolla, Canjilon Creek

**PROOF OF PUBLICATION
OF NOTICE OF PENDENCY OF SUIT**

COMES NOW plaintiff State of New Mexico, *ex rel.* State Engineer, and hereby files proof of publication of the Notice of Pendency of Suit issued by the Clerk of this Court on 3 December 2002 for the purpose of service by publication on the following persons, if living, if deceased, their unknown heirs:

HEIRS OF GILBERTO MARTINEZ

Attached as Exhibit A is a 2 January 2003 Affidavit of Publication signed by Robert Trapp, publisher of the Rio Grande Sun.

DATED: March 3, 2003

Respectfully submitted,

Ed Newville

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing Proof of Publication of Notice of Pendency of Suit were mailed to the following persons on March 3, 2003.



Edward G. Newville

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Publisher's Bill

I, Robert Trapp, being first duly sworn, declare and say I am the Publisher of the Rio Grande SUN, a weekly newspaper published in the English language and having a general circulation in the County of Rio Arriba, State of New Mexico, and being a newspaper duly qualified to publish legal notices and advertisements under the provisions of Chapter 167 of the Session Laws of 1937. The publication, a copy of which is hereto attached, was published in said paper once each week for

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DISTRICT COURT
FOR THE STATE OF
NEW MEXICO
STATE OF NEW MEXICO,
ex rel.
State Engineer
Plaintiff,
00cv07941 JC-ACE

v.
RIO CHAMA STREAM
SYSTEM
Rio Cebolla, Section 3
RAMON ARAGON, et al.,
Defendants.

**NOTICE OF
PENDENCY OF SUIT
UNITED STATES DISTRICT
COURT FOR THE DISTRICT
OF NEW MEXICO TO THE
FOLLOWING NAMED
OR DESIGNATED
DEFENDANTS:**

The following named persons,
if living, if deceased, their un-
known heirs:

HEIRS OF GILBERTO MAR-
TINEZ

GREETINGS:

Please take note that there is
pending in the United States
District Court for the District of
New Mexico an action against
you, the general purpose of
which is to adjudicate all
claims to rights to use the wa-
ters of the Rio Cebolla Sec-
tion of the Rio Chama Stream
System.

Unless you appear and de-
fend in this matter on or be-
fore January 27, 2003, any
right you may have to use the
waters of the Rio Cebolla
Section of the Rio Chama
Stream System may be adju-
dicated by default judgment
that conforms to the hydro-
graphic survey filed herein on
August 11, 2000, and amend-
ments thereto.

The water rights that are the
subject of the action are locat-
ed in Rio Arriba County, New
Mexico.

The name and address of the
plaintiff's attorney is:

Edward G. Newville
Special Assistant Attorney
General

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WITNESS the hand and seal
of the United States District
Court for the District of New
Mexico, this 3rd day of De-
cember, 2002.

ROBERT M. MARCH
DISTRICT COURT CLERK
BY:

JACQUELINE GONZALES
DEPUTY CLERK

(Published December 12, 19,
26, 2002, January 2, 2003)